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<b>TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A SUBMISSION UNDER 35 U.S.C. 371</b>		ATTORNEY'S DOCKET NUMBER 246152024200
		U.S. APPLICATION NO. (If known, see 37 CFR 1.5) 10/516663 Not yet assigned
INTERNATIONAL APPLICATION NO. PCT/EP03/05725	INTERNATIONAL FILING DATE 28 May 2003	PRIORITY DATE CLAIMED 3 June 2002
TITLE OF INVENTION IMPROVED METHOD FOR THE TREATMENT OF SHREDDED CHEESE WITH A POLYENE ANTIFUNGAL COMPOUND		
APPLICANT(S) FOR DO/EO/US Martinus Johannes Maria WARMERDAM et al.		

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

- ☒ This is a **FIRST** submission of items concerning a submission under 35 U.S.C. 371.
- ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a submission under 35 U.S.C. 371.
- ☐ This is an express request to begin national examination procedures (35 U.S.C. 371 (f)). The submission must include items (5), (6), (9) and (21) indicated below.
- ☒ The US has been elected (Article 31).
- ☒ A copy of the International Application as filed (35 U.S.C. 371 (c)(2))
  - ☐ is attached hereto (required only if not communicated by the International Bureau).
  - ☒ has been communicated by the International Bureau.
  - ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
- ☐ An English language translation of the International Application as filed (35 U.S.C. 371 (c)(2)).
  - ☐ is attached hereto.
  - ☐ has been previously submitted under 35 U.S.C. 154(d)(4).
- ☒ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371 (c)(3))
  - ☐ are attached hereto (required only if not communicated by the International Bureau).
  - ☐ have been communicated by the International Bureau.
  - ☐ have not been made; however, the time limit for making such amendments has NOT expired.
  - ☒ have not been made and will not be made.
- ☐ An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371 (c)(3)).
- ☒ An oath or declaration of the inventor(s) (35 U.S.C. 371 (c)(4)). (3 pages)
- ☐ An English language translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371 (c)(5)).

**Items 11 to 20 below concern document(s) or information included:**

- ☐ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
- ☒ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included. (3 pages)
- ☒ A preliminary amendment. (6 pages)
- ☒ An Application Data Sheet under 37 CFR 1.76. (2 pages)
- ☐ A substitute specification.
- ☐ A power of attorney and/or change of address letter.
- ☐ A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821 - 1.825.
- ☐ A second copy of the published International Application under 35 U.S.C. 154(d)(4).
- ☐ A second copy of the English language translation of the International Application under 35 U.S.C. 154(d)(4).
- ☒ Other items or information: Return Receipt Postcard

Approved for use through 03/31/2007 OMB 0651-0021

U. S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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21. <input checked="" type="checkbox"/> The following fees are submitted:				CALCULATIONS PTO USE ONLY																																																		
<b>BASIC NATIONAL FEE (37 CFR 1.492 (a) (1) – (5)):</b> Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO and International Search Report not prepared by the EPO or JPO ..... <b>\$1110.00</b>  International preliminary examination fee (37 CFR 1.482) not paid to USPTO but International Search Report prepared by the EPO or JPO ..... <b>\$950.00</b>  International preliminary examination fee (37 CFR 1.482) not paid to USPTO but international search fee (37 CFR 1.445(a)(2)) paid to USPTO ..... <b>\$790.00</b>  International preliminary examination fee (37 CFR 1.482) paid to USPTO but all claims did not satisfy provisions of PCT Article 33(1)-(4). ..... <b>\$750.00</b>  International preliminary examination fee (37 CFR 1.482) paid to USPTO and all claims satisfied provisions of PCT Article 33(1)-(4) ..... <b>\$100.00</b>  <b>ENTER APPROPRIATE BASIC FEE AMOUNT =</b>  Surcharge of <b>\$130.00</b> for furnishing the oath or declaration later than 30 months from the earliest claimed priority date (37 CFR 1.492 (e)).				\$ 950.00																																																		
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<table border="1"><thead><tr><th>CLAIMS</th><th>NUMBER FILED</th><th>NUMBER EXTRA</th><th>RATE</th></tr></thead><tbody><tr><td>Total claims</td><td>23 -20 =</td><td>3</td><td>x 18.00</td></tr><tr><td>Independent claims</td><td>6 -3 =</td><td>3</td><td>x 88.00</td></tr><tr><td colspan="3">MULTIPLE DEPENDENT CLAIM(s) (if applicable)</td><td>+</td></tr><tr><td colspan="3"><b>TOTAL OF ABOVE CALCULATIONS =</b></td><td>\$ 1,268.00</td></tr><tr><td colspan="3"><input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by ½.</td><td>\$</td></tr><tr><td colspan="3"><b>SUBTOTAL =</b></td><td>\$ 1,268.00</td></tr><tr><td colspan="3">Processing fee of <b>\$130.00</b> for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492 (f)).</td><td>\$</td></tr><tr><td colspan="3"><b>TOTAL NATIONAL FEE =</b></td><td>\$ 1,268.00</td></tr><tr><td colspan="3">Fee for recording the enclosed assignment (37 CFR 1.21 (h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). <b>\$40.00</b> per property +</td><td>\$ 40.00</td></tr><tr><td colspan="3"><b>TOTAL FEES ENCLOSED =</b></td><td>\$ 1,308.00</td></tr><tr><td colspan="3" rowspan="2"></td><td>Amount to be refunded:</td><td>\$</td></tr><tr><td>Amount to be charged:</td><td>\$</td></tr></tbody></table>		CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE	Total claims	23 -20 =	3	x 18.00	Independent claims	6 -3 =	3	x 88.00	MULTIPLE DEPENDENT CLAIM(s) (if applicable)			+	<b>TOTAL OF ABOVE CALCULATIONS =</b>			\$ 1,268.00	<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by ½.			\$	<b>SUBTOTAL =</b>			\$ 1,268.00	Processing fee of <b>\$130.00</b> for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492 (f)).			\$	<b>TOTAL NATIONAL FEE =</b>			\$ 1,268.00	Fee for recording the enclosed assignment (37 CFR 1.21 (h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). <b>\$40.00</b> per property +			\$ 40.00	<b>TOTAL FEES ENCLOSED =</b>			\$ 1,308.00				Amount to be refunded:	\$	Amount to be charged:	\$		
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a. <input type="checkbox"/> A check in the amount of \$ _____ to cover the above fees is enclosed.																																																						
b. <input checked="" type="checkbox"/> Please charge my Deposit Account No. <u>03-1952</u> in the amount of \$ <u>1,308.00</u> to cover the above fees. A duplicate copy of this sheet is enclosed.																																																						
c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. <u>03-1952</u> . A duplicate copy of this sheet is enclosed.																																																						
d. <input type="checkbox"/> Fees are to be charged to a credit card. <b>WARNING:</b> Information on this form may become public. <b>Credit card information should not be included on this form.</b> Provide credit card information and authorization on PTO-2038.																																																						
<b>NOTE: Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.137 (a) or (b)) must be filed and granted to restore the application to pending status.</b>																																																						
SEND ALL CORRESPONDENCE TO:																																																						
Gregory P. Einhorn Morrison & Foerster LLP 3811 Valley Centre Drive, Suite 500 San Diego, CA 92130																																																						
SIGNATURE: <u>Gregory P. Einhorn</u> NAME: _____ REGISTRATION NUMBER: <u>38,440</u>																																																						
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I hereby certify that this correspondence is being deposited with the U.S. Postal Service as Express Mail, Airbill No. EL 961007435 US, in an envelope addressed to: MS PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.																																																						
Dated: November 30, 2004 Signature: <u>Norman Green</u> (Norman Green)																																																						